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Jeffrey R. Filipek

December 21, 2004

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Mail Stop: 313(c)

Mitsuaki OSHlMA et al.

Confirmation No. 9227

Serial No. 09/662,695

[Group Art Unit 2634

Filed September 15, 2000

Examiner A. Le]

COMMUNICATION SYSTEM

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT **ACCOUNT NO. 23-0975** 

Sir:

It is hereby requested that the above-identified application be withdrawn from issue under 37 CFR 1.313(c) for consideration of a Request for Continued Examination in Compliance with Section 1.114 filed concurrently herewith. This petition is being filed to permit the Examiner to consider the Information Disclosure Statement filed herewith along with the Request for Continued Examination.

PETITION FOR WITHDRAWAL FROM ISSUE UNDER 37 CFR 1.313(c)

The Patent Office is authorized to charge the Deposit Account of the undersigned (23-0975) for the required fee under 37 CFR 1.17(h).

Respectfully submitted,

Mitsuaki OSHIMA et al.

rev K. Filipel

Registration No. 41,471 Attorney for Patentees

JRF/fs Washington, D.C. 20006-1021 Telephone (202) 721-8200 Facsimile (202) 721-8250 December 21, 2004

Fax No.: (571) 273-0025

Michael R. Davis Matthew M. Jacob Warren M. Cheek, Jr. Nils E. Pedersen Charles R. Watts Michael S. Huppert Jeffrey R. Filipek

Kaushaf R. Odedra W. Douglas Hahm David M. Ovedovitz Joseph M. Gorsko\* Jonathan R. Bowser\* Jay F. Williams\* Amy F. Pulliam (Patent Agent) Kenneth Fields\*

OF COUNSEL: John T. Miller

"Member of Bar other than D.C.

# WENDEROTH, LIND & PONACK, L.L.P.

Attorneys and Counselors at Law Patents, Trademarks and Copyrights 2033 K Street, N.W., Sulte 800 Washington, D. C. 20006-1021 U.S.A.

FACSIMILE COVER SHEET

E. F. Wenderoth (1886-1974) John E. Lind (1892-1983) A. Ponack (1900-1969)

TELEPHONE: 202-721-8200

FACSIMILE: 202-721-8250 (G-III) 202-833-3015 (G-IV)

E-MAIL: wip@wenderoth.com

INTERNET: www.wenderoth.com

Date: December 21, 2004

To: Office of Petitions

Confirmation No. 9227

From: Jeffrey R. Filipek

Number of pages being transmitted, including this cover sheet: 36

Please direct all questions concerning the transmittal of these pages to Fatema Seraj.

RE: Serial No. 09/662,695 (Mitsuaki OSHIMA et al.), filed September 15, 2000

#### MESSAGE:

## ATTACHED HEREWITH ARE THE FOLLOWING ITEMS:

- 1. Patent Office Fee Transmittal Form
- 2. Request for Continued Examination (RCE) Transmittal

الما الرائد المراجعين بناك المختصر تجرأ والمراج

- 3. Petition for Withdrawal from Issue Under 37 CFR 1.313(c)
- 4. Information Disclosure Statement
- Form PTO 1449
- 6. (3) References

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COMMUNICATION SYSTEM

### PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT **ACCOUNT NO. 23-0975** 

Sir:

Please charge the amount of \$920.00 to the Deposit Account No. 23-0975 to cover Patent Office fees relating to filing the following attached papers:

Request for Continued Examination (RCE) ...... \$790.00

Petition for Withdrawal from Issue Under 37 CFR 1.313(c) ...... \$130.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted

Mitsuak

ion No. 41,471 ev for Patentees

JRF/fs WENDEROTH, LIND & PONACK, L.L.P. 2033 K St., N.W., Suite 800 Washington, D.C. 20006-1021 Telephone (202) 721-8200 December 21, 2004

- - do no recentido contrato - en el Albano.

[Check No, \_\_\_\_